

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**DYLAN HEATHERLY,**  
**Petitioner**

**v.**

**UNITED STATES OF AMERICA,**  
**Respondent**

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**No. 1:16-cr-00082-10**

**(Judge Kane)**

**ORDER**

**AND NOW**, on this 30th day of September 2022, upon consideration of Petitioner Dylan Heatherly (“Petitioner”)’s motion to vacate, set aside, or correct his sentence pursuant to 28 U.S.C. § 2255 (Doc. No. 1114) and Unopposed Motion for Leave to Amend (Doc. No. 1123), and in accordance with the Memorandum entered concurrently with this Order, **IT IS**

**ORDERED THAT:**

1. Petitioner’s Unopposed Motion for Leave to Amend (Doc. No. 1123) is **GRANTED**;
2. Petitioner’s § 2255 motion (Doc. No. 1114) is **DENIED**;
3. A Certificate of Appealability **SHALL NOT ISSUE**; and
4. The Clerk of Court is directed to **CLOSE** the related case at 1:22-cv-00341.

s/ Yvette Kane  
Yvette Kane, District Judge  
United States District Court  
Middle District of Pennsylvania